

ADMINISTRATIVE RULES

Fiscal Estimate & Economic Impact Analysis

1. Type of Estimate and Analysis <input checked="" type="checkbox"/> Original <input type="checkbox"/> Updated <input type="checkbox"/> Corrected	2. Date 12/18/18
3. Administrative Rule Chapter, Title and Number (and Clearinghouse Number if applicable) NR 20 - Fishing: Inland Waters; Outlying Waters, NR 21 - Wisconsin-Minnesota Boundary Waters, NR 22 - Wisconsin-Iowa Boundary Waters, NR 23 - Wisconsin-Michigan Boundary Waters, NR 25 - Commercial Fishing - Outlying Waters	
4. Subject FH-16-18 - Taking catfish and rough fish by hand or with a bow and arrow or crossbow	
5. Fund Sources Affected <input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEG-S	6. Chapter 20, Stats. Appropriations Affected
7. Fiscal Effect of Implementing the Rule <input checked="" type="checkbox"/> No Fiscal Effect <input type="checkbox"/> Increase Existing Revenues <input type="checkbox"/> Increase Costs <input type="checkbox"/> Decrease Costs <input type="checkbox"/> Indeterminate <input type="checkbox"/> Decrease Existing Revenues <input type="checkbox"/> Could Absorb Within Agency's Budget	
8. The Rule Will Impact the Following (Check All That Apply) <input type="checkbox"/> State's Economy <input type="checkbox"/> Specific Businesses/Sectors <input type="checkbox"/> Local Government Units <input type="checkbox"/> Public Utility Rate Payers <input type="checkbox"/> Small Businesses (if checked, complete Attachment A)	
9. Estimate of Implementation and Compliance to Businesses, Local Governmental Units and Individuals, per s. 227.137(3)(b)(1). \$0 This rule does not impose costs to any businesses or local governments associated with complying with or implementing the provisions of the proposed regulations. Aside from the pre-existing requirement to purchase a fishing license, any costs to individual anglers, such as for new fishing equipment, would be voluntary.	
10. Would Implementation and Compliance Costs Businesses, Local Governmental Units and Individuals Be \$10 Million or more Over Any 2-year Period, per s. 227.137(3)(b)(2)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
11. Policy Problem Addressed by the Rule 2017 Act 297 legalized harvesting catfish with a bow and arrow, crossbow or by hand, but additional regulations to prevent overharvest of catfish by these methods during vulnerable times of the year were not included in the Act. This rule establishes season dates, bag limits, size limits, equipment restrictions and other regulations to maintain catfish populations while providing sustainable opportunities for harvest with these new methods of take.	
12. Summary of the Businesses, Business Sectors, Associations Representing Business, Local Governmental Units, and Individuals that may be Affected by the Proposed Rule that were Contacted for Comments. The department will seek comments from businesses, local governments and individuals, especially anglers, that may be impacted by this rule.	
13. Identify the Local Governmental Units that Participated in the Development of this EIA. The department will contact local governments in areas with high interest in catfish fishing to solicit comments on this economic impact analysis.	
14. Summary of Rule's Economic and Fiscal Impact on Specific Businesses, Business Sectors, Public Utility Rate Payers, Local Governmental Units and the State's Economy as a Whole (Include Implementation and Compliance Costs Expected to be Incurred) Economic impacts on all entities are expected to be minimal if any. The rule will mainly affect individual anglers and impose no compliance or reporting requirements on small businesses nor local governments.	
15. Benefits of Implementing the Rule and Alternative(s) to Implementing the Rule	

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This rule will benefit anglers by establishing regulations for the new methods of taking catfish while providing some protection for the catfish fishery. If this rule is not implemented, anglers will still be able to take catfish by these methods, but catfish may be more susceptible to overharvest during spawning and overwintering seasons. Catfish are valued as a game fish, and overharvest could impact the quality of hook and line fishing for catfish.

16. Long Range Implications of Implementing the Rule

The long-range implications of this rule will be the same as the short-term implications. Once this rule is promulgated, it will provide for new catfish fishing opportunities while maintaining a sustainable catfish population. This rule may result in additional harvest of catfish, but the impacts on the fishery from additional harvest are not likely to be significant due to the regulations contained in this rule.

17. Compare With Approaches Being Used by Federal Government

No federal regulations apply. States possess inherent authority to manage the fishery and wildlife resources within their boundaries, except insofar as preempted by federal treaties and laws, including regulations established in the Federal Register.

18. Compare With Approaches Being Used by Neighboring States (Illinois, Iowa, Michigan and Minnesota)

Minnesota and Iowa allow fishing for rough fish with a bow and arrow, but do not allow fishing for catfish with a bow and arrow, crossbow or by hand. Michigan allows rough fish and catfish harvest with a bow and arrow or crossbow, but hand fishing is not legal. In Illinois, all of these methods are legal for harvesting catfish. All neighboring states establish seasons, bag limits, size limits and closed areas for regulating the harvest of game fish.

19. Contact Name

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20. Contact Phone Number

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ATTACHMENT A

1. Summary of Rule's Economic and Fiscal Impact on Small Businesses (Separately for each Small Business Sector, Include Implementation and Compliance Costs Expected to be Incurred)

2. Summary of the data sources used to measure the Rule's impact on Small Businesses

3. Did the agency consider the following methods to reduce the impact of the Rule on Small Businesses?

- ☐ Less Stringent Compliance or Reporting Requirements
☐ Less Stringent Schedules or Deadlines for Compliance or Reporting
☐ Consolidation or Simplification of Reporting Requirements
☐ Establishment of performance standards in lieu of Design or Operational Standards
☐ Exemption of Small Businesses from some or all requirements
☐ Other, describe:

4. Describe the methods incorporated into the Rule that will reduce its impact on Small Businesses

5. Describe the Rule's Enforcement Provisions

6. Did the Agency prepare a Cost Benefit Analysis (if Yes, attach to form)

☐ Yes ☐ No
